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Attorneys for the Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND BRANCH

UNITED STATES OF AMERICA,)	No. CR-07-00409-SBA
)	
)	
Plaintiff,)	
)	STIPULATION AND
v.)	ORDER TO CONTINUE STATUS
)	HEARING MAY 28, 2008 TO
)	JUNE 24, 2008
JOEL SANCHEZ, ALFREDO SANCHEZ,)	
and HECTOR REYNOSO,)	
)	
Defendants.)	
)	
)	

It is hereby stipulated, by and between the parties that the status hearing set for May 28, 2008 be vacated and that the matter be set for a status hearing on June 24, 2008 at 9:00 am.

It is also stipulated that the period from May 28, 2008 to June 24, 2008, shall be excluded from the calculation of time in which the trial of the above captioned matter must commence pursuant to the Speedy Trial Act, Title 18 U.S.C. Section 3161(c). The parties stipulate that the time is excludable from the time limitations of the Speedy Trial Act because the interests of justice served by granting a continuance.

1 Such continuance is required because a defendant was just added to the indictment and
2 defense counsel needs an opportunity to review the discovery and determine if any motions
3 should be filed. This continuance is allowed under Title 18, U.S.C. 3161(h)(7) and
4 (8)(A)&(B)(iv) to allow a reasonable period of delay when a new defendant is joined for trial,
5 and to allow for the reasonable time necessary for effective preparation of the case.

6 As such, the parties respectfully request that the status hearing set for May 28, 2008 be
7 vacated and the matter be continued to June 24, 2008 at 9:00 a.m. for a status hearing.

8
9 DATED: June 4, 2008

Respectfully submitted,

10 /s/

11 _____
KIMBERLY M. BRIGGS
Assistant United States Attorney

12
13 DATED: May 28, 2008

/s/

14 _____
EDWARD G. DUREE
Attorney for Joel Sanchez

15
16 DATED: May 28, 2008

/s/

17 _____
ROBERT L. FORKNER
Attorney for Alfredo Sanchez

18
19 DATED: May 28, 2008

/s/

20 _____
IVAN MORSE
Attorney for Hector Reynoso

21
22 Based on the reason provided in the stipulation of the parties above, the Court hereby
23 FINDS that for adequate preparation of the case by all parties - specifically, to allow the
24 government to supersede the indictment - pursuant to 18 U.S.C. Sections 3161(h)(8)(A) and
25 (B)(iv) an exclusion of time is warranted under the Speedy Trial Act. Based on these findings,
26

1 IT IS HEREBY ORDERED THAT the status hearing currently scheduled for May 28,
2 2008 shall be vacated, and the matter shall be continued for a status hearing to June 24, 2008 at
3 9:00 a.m.

4 IT IS SO ORDERED.

5
6 DATED: June 2, 2008


SAUNDRA BROWN ARMSTRONG
United States District Judge